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NAGACO.014A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Worthington, et al.  
Appl. No. : 09/986,078  
Filed : November 7, 2001  
For : INTERACTIVE SYSTEM FOR  
ANALYZING BIOLOGICAL  
SAMPLES AND PROCESSING  
RELATED INFORMATION AND  
THE USE THEREOF  
Examiner : Khaled Brown  
Group Art Unit : 2877

**STATEMENT UNDER 37 C.F.R. § 3.73(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Nagaoka & Co., LTD., a Japanese Corporation, states that it is a partial assignee of an interest in the above-referenced patent/application by virtue of a chain of title from the inventor(s) of the patent application/patent identified above, to the current assignee as shown below:

1. From Mark Worthington, and Andrew Pal to Burstein Technologies, Inc., for which a copy thereof is attached.
2. From Burstein Technologies, Inc. to Nagaoka & Co., LTD. The document was recorded in the United States Patent and Trademark Office at Reel 014192, Frame 0310.

For each of the attached Assignments that have not yet been recorded by the Assignment Division of the U.S. Patent and Trademark Office, a separate copy of each assignment is being submitted to the Assignment Division in accordance with 37 C.F.R. Part 3 to be recorded in the records of the U.S. Patent and Trademark Office.

**Appl. No.** : 09/986,078  
**Filed** : November 7, 2001

The undersigned, whose title is supplied below, is authorized to act on behalf of the assignee.

Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

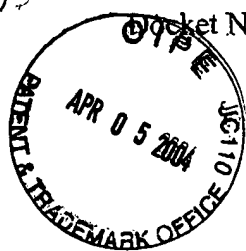
Dated: March 31, 2004

By: Drew S. Hamilton  
Drew S. Hamilton  
Registration No. 29,801  
Attorney of Record  
Customer No. 20,995  
(619) 235-8550

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030104

Pocket No.: NAGACO

Customer No. 20995

**POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is an empowered representative of a partial Assignee having a right, title and interest in an application or patent. As defined by 37 C.F.R. § 3.71(b)(2), said partial Assignee is of record and obtains less than the entire right, title and interest in the application or patent referred to in the attached Statement Under 37 C.F.R. § 3.73(b).

By this paper, the Assignee is revoking any previous powers of attorney granted by the Assignee and granting power of attorney to Knobbe, Martens, Olson & Bear, LLP for the purposes of continued prosecution of an application or patent co-owned by an individual or company under the representation of Knobbe, Martens, Olson & Bear, LLP. This paper does not serve as an agreement or acknowledgement of legal representation by Knobbe, Martens, Olson & Bear, LLP. This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 CFR § 3.71.

A Statement Under 37 CFR 3.73(b), signed by a registrant of Knobbe, Martens, Olson & Bear, LLP, is attached setting forth a full chain of title for the subject application owned by the Assignee named below.

By: Date: 

Name: Richard Burstein

Title: CEO

Assignee: BURSTEIN TECHNOLOGIES, INC.  
163 West Technology Dr., Ste. 200  
Irvine, California 92618

Docket No.: NAGAOKA

Customer No. 20995

**POWER OF ATTORNEY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The undersigned is an empowered representative of a partial Assignee having a right, title and interest in an application or patent. The Assignee hereby appoints the registrants of Knobbe, Martens, Olson & Bear, LLP, Customer No. 20,995, as attorneys and agents to represent the Assignee before the United States Patent and Trademark Office (USPTO) in connection with any and all patent applications assigned in whole or in part to the Assignee according to the USPTO assignment records or assignment documents supplied with an accompanying Statement Under 37 CFR 3.73(b). This appointment is to be to the exclusion of the inventor(s) and his attorney(s) in accordance with the provisions of 37 CFR § 3.71.

A Statement Under 37 CFR 3.73(b), signed by a registrant of Knobbe, Martens, Olson & Bear, LLP, is attached setting forth a full chain of title for the subject application partially owned by the Assignee named below.

Please change the correspondence address for the above-identified application to Customer No. 20995.

By: H. KitamuraDate: March 2nd, 2004Name: HIDEO KITAMURATitle: EXECUTIVE MANAGING DIRECTOR

Assignee: NAGAOKA & CO., LTD.  
7-18, Nishinomiyahama 4-Chome, Nishinomiya-Shi, Hyogo,  
Japan 662-0934

S:\DOCS\RM\RMJ-2905.DOC:gem022304

\_\_\_\_\_  
Jorma Antero Virtanen L.S. Date: \_\_\_\_\_

Acknowledgment

State of \_\_\_\_\_  
County of \_\_\_\_\_ } ss

On this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, \_\_\_\_\_  
Notary Public, personally appeared Jorma Antero Virtanen, personally known to me (or proved to me on the basis of  
satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that  
he executed the same in his individual and authorized capacities, and that by his signature on this instrument the person,  
or the entity upon behalf of which the person acted, executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

\_\_\_\_\_  
Signature of Notary Public

\*\*\*\*\*

\_\_\_\_\_  
Andrew Attila Pal L.S. Date: 12-14-01

Acknowledgment

State of California  
County of Orange } ss

On this 14<sup>th</sup> day of December, 2001, before me, Sandra C. Bridges, Notary Public, personally  
appeared Andrew Attila Pal, personally known to me (or proved to me on the basis of satisfactory evidence) to be the  
person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his  
individual and authorized capacities, and that by his signature on this instrument the person, or the entity upon behalf of  
which the person acted, executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.




\_\_\_\_\_  
Signature of Notary Public

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in and to said invention and the Letters Patent to be had therefor and that the entire interest herein conveyed is free from all prior assignment, grant, mortgage, license, or other encumbrance whatsoever. And we also, for ourselves, our heirs, assigns, and legal representatives hereby further covenant to and with said assignee Burstein Technologies, Inc., its assigns, successors, and legal representatives to fully cooperate therewith in the prosecution of the aforesaid application in the United States Patent and Trademark Office and in any and all foreign jurisdictions, said cooperation extending to any U.S. or foreign divisional, continuing, substitute, renewal, reissue or any other application derived from the aforesaid application, and including the execution of additional declarations, assignments, and other formal documents as may be required in connection therewith.

And we do hereby authorize and request the United States Commissioner of Patents to issue Letters Patent to said Burstein Technologies, Inc., as the assignee of our entire right and title therein.

In Testimony Whereof, we have hereunto set our hand and seal on the day and month of 2001 as indicated below.

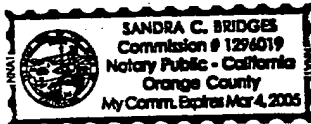
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\_\_\_\_\_  
Mark Oscar Worthington L.S. Date: 12-14-01

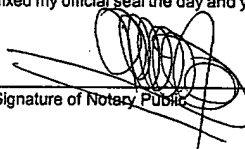
Acknowledgment

State of California  
County of Orange ss

On this 14<sup>th</sup> day of December, 2001, before me, Sandra C. Bridges, Notary Public, personally appeared Mark Oscar Worthington, personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his individual and authorized capacities, and that by his signature on this instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



  
\_\_\_\_\_  
Signature of Notary Public

### ASSIGNMENT OF APPLICATION AND PATENT

WHEREAS, we, Mark Oscar Worthington residing at 3900 Parkview Lane #29b, Irvine, California 92612; Jorma Antero Virtanen residing at 19211 Edgehill, Irvine, California 92612; and Andrew Attila Pal residing at 20 Calle Estero, Rancho Santa Margarita, California 92688 have invented a certain new and useful INTERACTIVE SYSTEM FOR ANALYZING BIOLOGICAL SAMPLES AND PROCESSING RELATED INFORMATION AND THE USE THEREOF, for which we have made application for Letters Patent of the United States as fully set forth and described in the specification filed in the United States Patent and Trademark Office on November 7, 2001 and assigned Serial No. 09/986,078;

WHEREAS, Burstein Technologies, Inc., a Corporation duly organized and existing under and by virtue of the laws of the State of Delaware, and having a place of business at 163 Technology Drive, Suite 200, Irvine, California 92618, is desirous of acquiring the entire interest in and to said invention and the Letters Patent to be had therefore;

NOW THEREFORE, to all whom it may concern, be it known, that for good and valuable consideration, to us in hand paid, the receipt of which is hereby acknowledged, we, said Mark Oscar Worthington, Jorma Antero Virtanen, and Andrew Attila Pal, have sold, assigned, transferred, and set over, and by these presents do sell, assign, transfer, and set over unto said Burstein Technologies, Inc., the whole right, title, and interest in and to said INTERACTIVE SYSTEM FOR ANALYZING BIOLOGICAL SAMPLES AND PROCESSING RELATED INFORMATION AND THE USE THEREOF and any and all improvements disclosed in the aforesaid application for patent, as fully set forth and described therein, and all divisional, continuing, substitute, renewal, reissue, and all other applications for Letters Patent derived from the aforesaid application which have been or shall be filed in the United States and in and to the United States Letters Patent to be issued thereon for the territory of the United States, and all corresponding foreign counterpart applications derived from the aforesaid United States patent application and related applications as prepared for and filed in any and all foreign countries, said whole right, title, and interest in and to said INTERACTIVE SYSTEM FOR ANALYZING BIOLOGICAL SAMPLES AND PROCESSING RELATED INFORMATION AND THE USE THEREOF being the same for said Burstein Technologies, Inc.'s own use and for the use of its assigns, successors, and legal representatives to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held and enjoyed by us had this assignment and sale not been made.

And we, for ourselves, our heirs, assigns, and legal representatives hereby covenant to and with said assignee Burstein Technologies, Inc., its assigns, successors, and legal representatives, that we have full right to sell and assign the whole right, title, and interest